



# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/507,380
Filing Date	July 18, 2005
Examiner Name	DUNSTON, Jennifer Ann
First Named Inventor	Anat ACHIRON
Group Art Unit	1636
Attorney Docket Number	28594

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.  
**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☒ Other **Three (3) Month Extension fee**

v. ☒ Other **Substitute Specification and Replacement Sequence Listing on CD-ROM**

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for

a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

☒ **Applicant is entitled to Small Entity Status under 37 CFR 1.9 and 37 CFR 1.27**

For:	Claims after Amendment	Highest Claims Previously Paid	SMALL ENTITY RATE	FEE	OTHER THAN A SMALL ENTITY RATE	FEE
Request for Continued Examination (RCE)			1	\$ 405		\$
Multiple Dependent Claims			0 x \$ 195	\$ 0		\$
Total Claims*	28	113	0 x \$ 26	\$ 0		\$
Independent Claims*	2	7	0 x \$110	\$ 0		\$
* (If the difference in Column 1 is less than "0", enter "0" in Column 2)			<b>TOTAL</b>	<b>\$405</b>	<b>TOTAL</b>	<b>\$</b>

☒ **The Commissioner is hereby authorized to charge \$405.- filing fees to Deposit Account No. 50-1407. In the event additional fees are required, please charge these additional fees to Deposit Account No. 50-1407. In the event of overpayment, please credit Deposit Account No. 50-1407.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Martin D. Moynihan	Registration No. (Attorney/Agent)	40,338
Signature		Date	June 3, 2009



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	§	
Anat ACHIRON et al	§	
Serial No.:	§	
10/507,380	§	
Filed:	§	
July 18, 2005	§	Group Art Unit: 1636
For:	§	
Peripheral Blood Cell Markers	§	
Useful For Diagnosing Multiple	§	
Sclerosis And Methods And Kits	§	
Utilizing Same	§	
Examiner:	§	Attorney Docket: 28594
Jennifer Ann DUNSTON	§	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CD-ROM TRANSMITTAL LETTER**

The following lists the file content of the enclosed duplicate CD-ROMs. File information is provided as: File name/byte size/date of creation/machine format/operating system.

CD-ROM1 (1 file):

1. 28594 Replacement SEQUENCE\_LISTING filed w Res to Final OA of 15 Dec 08/ 2.75 MB (2,886,916 bytes)/ Wednesday, 03 June, 2009 / PC / MS Notepad.

CD-ROM2 (1 file):

1. 28594 Replacement SEQUENCE\_LISTING filed w Res to Final OA of 15 Dec 08/ 5.45 MB (5,723,648 bytes)/ Wednesday, 03 June, 2009 / PC / MS Word.

CD-ROM3 (1 file):

1. 28594 Replacement SEQUENCE\_LISTING filed w Res to Final OA of 15 Dec 08/ 5.45 MB (5,723,648 bytes)/ Wednesday, 03 June, 2009 / PC / MS Word.

**Statement**

The content of the enclosed duplicate CD-ROMs is the same and includes no new matter.

Respectfully submitted,

Martin Moynihan  
Registration No. 40,338

Date: June 3, 2009